

CAVE SPRING CITY COUNCIL
REGULAR MEETING
SEPTEMBER 11, 2007
6:00 P.M.

PRESENT Mayor RobWare, Councilmembers Donnie McCain, Nellie McCain, Ken Landers, Kenneth Kelley, and Tony McIntosh were present at the meeting.

CALL TO ORDER Mayor Ware called the meeting to order.

PUBLIC COMMENTS

PAUL CUZZOURT Mr. Cuzzourt is interested in purchasing property on Highway 100, Fosters Mill Road, between Blacks Bluff Road and Big Cedar Creek Bridge. At present Cave Spring's water line is not located north of Blacks Bluff Road. Mr. Cuzzourt asked Council if it would be feasible to install line in front of property in question. Mayor Ware stated it could be done at the expense of person requesting extension and must be done in accordance with specifications. Mr. Cuzzourt needs to send letter of request to City.

OUIDA SAMS Ms. Sams inquired about owner of property behind her residence on Padlock Mountain Road. Kudzu is encroaching on her trees and property. Mayor Ware stated the City owns the property and he will notify Maintenance Department about this situation.

LARRY WRIGHT FOSTERS MILL ROAD Mr. Wright stated he is having problem with very high water bills. He thinks City should adjust his bill because air is getting into water line and causing his meter to spin. He wants City to correct the situation. Mayor Ware stated the City doesn't want him to pay for anything he is not getting. City will work with him to resolve problem. Mayor asked when is major time that air is going into his meter. Mr. Wright stated it is when pressure is low and after a main break. He asked that two bills be adjusted.

MAE BLACK Ms. Black owns Lot 26 off George Road on County Road 803 and would like to have a water tap installed. Tim McDonald, water crew leader, stated that he has measured pressure on that road at 80 lbs. on a 4" line. Mayor told Ms. Black to talk further with Mr. McDonald regarding payment for tap and installation.

APPROVAL OF PAST MINUTES MOTION: Ken Landers made motion to approve two sets of minutes. Nellie McCain seconded. All voted yes.

DAY CARE REPORT Betty Sue Hickman, director, gave report. Enrolment is 56.

DDA REPORT Paulette Harbin, chairman, reported that 100 bricks have been sold for Veterans Plaza. Construction will start first of October. The Pig Out BBQ Cook-Off is set for September 29 with six vendors paid at this time. October 8-13 has been set as Clean-Up Week in Cave Spring and will be called "Diamond in the Rough." Rome-Floyd County Recreation Authority has given permission for recycling bins to be placed in ball field parking lot on Mill Street. There will be designated pick-up for old cars and scrap metal. Boy Scouts will perform limited yard work for elderly residents.

POLICE REPORT Randy Lacey presented report.

COURT REPORT Court Clerk reported that fines in the amount of \$3,478.75 were levied, and a total of \$1,205.00 was collected in August.

FIRE DEPARTMENT REPORT Public Safety Director Lacey asked for a moment of silence in remembrance of 9/11 victims. Report indicated 22% of calls were inside City and 78% were in County. Fire

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Truck should arrive in late October.

WATER REPORT

This report was presented in written form.

CLERK'S REPORT

Tax Reform "Great" plan meeting will be in Calhoun September 17. A letter from Dr. Gwen Perkins regarding pedestrian crosswalk was in Council packets. Meetings have begun regarding 2010 Census. A draft of the Comprehensive Plan is available for review. Sue Hiller, Rome/Floyd Planning Department, will be contacted to attend work session. Meeting in reference to Atlanta/Chattanooga High Speed Ground Transportation Study will be held in Rome on September 19. Work session is scheduled for Wednesday, October 3, at 9 A.M.

MOTION TO
PAY BILLS

MOTION: Nellie McCain made motion to pay bills. Donnie McCain seconded. All voted yes.

OLD BUSINESS

ORDINANCE TO
REGULATE UNSAFE
BUILDINGS AND
STRUCTURES

Attorney again stated this ordinance gives City authority to address and take action on unsafe buildings and structures.
MOTION: Tony McIntosh made motion to put this ordinance on second reading. Kelley seconded. All voted yes.

ORDINANCE TO
REGULATE
NUISANCES

Attorney explained this would involve anything within City that could cause hurt, inconvenience, or damage to another, most of which are regulated by state law. This City ordinance would allow police to bring violations to Cave Spring Municipal Court. This does not need to be by citizen complaint but by notification from City employees. Examples include junk vehicles, appliances, old tires, etc. that pose danger to health, safety, welfare of citizens. Gayle Godfrey asked if this pertained to front and back yards. Attorney stated yes **IF it affects health and safety**. Mr. Godfrey stated that City needs to take initiative to cut the streets that have not been cut in five years. Attorney reinforced that the ordinance pertains to serious matters.
MOTION: Kenneth Kelley made motion to put this ordinance on second reading. Donnie McCain seconded. All voted yes.

AMENDMENT TO
OCCUPATION
TAX ORDINANCE-
RESIDENTIAL CARE
FACILITIES/VIDEO
GAMING STORES

Attorney stated this ordinance would allow regulation by local authority.
MOTION: Tony McIntosh made motion to put this ordinance on second reading. Nellie McCain seconded. Rick Williams of Grace's House asked why this was an issue at this particular time. He asked if Council thinks he is not taking care of his tenants. Mayor Ware replied that this ordinance was to "insure that people do." All voted yes.

NEW BUSINESS

BEER LICENSE
TRANSFER-
JAWAD AHMED/
ROME FOOD MART

Attorney asked Mr. Ahmed if he had read and understood Beer/Wine Ordinance.
MOTION: Kenneth Kelley made motion to issue transfer of license at Rome Food Mart, 150 Gadsden Road. Tony McIntosh seconded. All voted yes except Nellie McCain, who voted no.

DDA PROJECT
BANK ACCOUNT

This agenda item was postponed until work session.

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WATERLINE
COUNTY ROAD 480

Mayor Ware explained the proposed line would replace an existing 2" waterline with a 6" line and would extend our service area with a 4" waterline extension. A percentage of the cost will be paid by L. J. Shiflett.
MOTION: Kenneth Kelley made motion to approve extension of County Road 480 in Alabama. Nellie McCain seconded. All voted yes.
Attorney will draft agreement.

ALARM SYSTEM-
WATER PLANT

Mayor Ware reported that quotes are being obtained for an alarm system to monitor pump flow rates and level in tanks at water plant and Padlock pump station. Item will be discussed further at work session.

STREET LIGHTS

Kenneth Kelley received request from Charles Bailey, 16 River Street, for a street light. Kelley also recommended moving street light in pasture at Martha Davis House to pole at end of Martha Lane near bridge.
MOTION: Kenneth Kelley made motion to install new light on River Street and move one as described above. Nellie McCain seconded. All voted yes.

LEAK INSURANCE

This item was postponed until work session.

ADJOURN

Kenneth Kelley made motion to adjourn meeting. Meeting was adjourned.

MAYOR

CLERK

DATE